

AM0441  
LB 301  
MMM-02-15

AM0441  
LB 301  
MMM-02-15

AMENDMENTS TO LB 301

1                   1.       Strike original section 44 and insert the following  
2 new section:

3                   "Sec. 70.   Section 81-3202, Revised Statutes Supplement,  
4 2004, is amended to read:

5                   81-3202.     The powers and duties of the Department of  
6 Health and Human Services Regulation and Licensure shall include,  
7 but are not limited to, the following:

8                   (1) To operate in coordination with the Department of  
9 Health and Human Services and the Department of Health and Human  
10 Services Finance and Support;

11                   (2) To consult and cooperate with other state agencies so  
12 as to coordinate its activities in an effective manner with related  
13 activities in other agencies;

14                   (3) To adopt and promulgate necessary rules and  
15 regulations to implement its programs and activities as required by  
16 state law or under federal law or regulation governing grants or  
17 contracts administered by the Department of Health and Human  
18 Services Regulation and Licensure;

19                   (4) Under the direction and guidance of the Adjutant  
20 General and the Nebraska Emergency Management Agency, to coordinate  
21 assistance programs established by the Adjutant General under  
22 section 81-829.72 with the programs of the department;

23                   (5) To enter into such agreements as may be necessary or  
24 appropriate with the Department of Health and Human Services

AM0441  
LB 301  
MMM-02-15

AM0441  
LB 301  
MMM-02-15

1 Finance and Support to provide services and manage funds as  
2 provided under the Nebraska Health and Human Services System Act,  
3 including the administration of federal funds granted to the state  
4 in the furtherance of the activities of the Department of Health  
5 and Human Services Regulation and Licensure;

6 (6) To enter into such agreements with and among the  
7 Department of Health and Human Services and the Department of  
8 Health and Human Services Finance and Support as may be necessary  
9 or appropriate to carry out the intent and purposes of the act,  
10 which may include, but are not limited to, agreements for the  
11 transfer of personnel, for the authority of such department or  
12 departments to act as its agent in carrying out services or  
13 functions, or a portion of them, or for the joint implementation of  
14 public or private grants or performance of contracts;

15 (7) To seek grants and other funds from federal and other  
16 public and private sources to carry out the purposes of the act and  
17 the missions and purposes of the Department of Health and Human  
18 Services Regulation and Licensure and to accept and administer  
19 programs or resources delegated, designated, assigned, or awarded  
20 by the Governor or by other public and private sources;

21 (8) To contract with and act as the agent of the federal  
22 government in matters of mutual concern in conformity with the act  
23 and the scope of authority of the department as provided by law;

24 (9) To provide comprehensive information to the  
25 Legislature and the Appropriations Committee of the Legislature  
26 relating to funding requests for programs and subprograms;

27 (10) To manage services and programs of the Department of

AM0441  
LB 301  
MMM-02-15

AM0441  
LB 301  
MMM-02-15

1 Health and Human Services Regulation and Licensure, whether  
2 contracted or delivered directly by the state, including, but not  
3 limited to: (a) Providing services in accordance with established  
4 policies, desired outcomes, priorities, and goals; (b) identifying  
5 strategies jointly with communities for accomplishing identified  
6 goals and outcomes; and (c) assuring service coordination and  
7 access through public education and information, community resource  
8 development, technical assistance, and coordinated service  
9 management;

10 (11) To ensure the quality of statewide health and human  
11 services based on outcomes and performance measures, including, but  
12 not limited to: (a) Developing evaluation measurements and  
13 analyzing results; (b) certifying and licensing facilities and  
14 professionals; (c) evaluating services or programs to determine  
15 compliance with state, federal, or other contractual requirements;  
16 (d) developing, reviewing, and revising rules and regulations in  
17 accordance with established systemwide policies and objectives; (e)  
18 coordinating with the Department of Health and Human Services to  
19 develop appropriate technical assistance, education, training, and  
20 joint problem-solving; and (f) providing a common-sense approach to  
21 regulation and licensure that focuses on the outcomes and assures  
22 compliance consistent with those outcomes;

23 ~~(11)~~ (12) To adopt and promulgate confidentiality rules  
24 and regulations as provided in section 81-3007.01; and

25 ~~(12)~~ (13) To perform such other duties as are provided by  
26 law.".

27 2. In the E & R amendments, AM7008, on page 1, strike

AM0441  
LB 301  
MMM-02-15

AM0441  
LB 301  
MMM-02-15

1 beginning with "51" in line 3 through "70" in line 4 and insert  
2 "50, 52 to 63, 69"; and in line 5 strike "52, 67 to 69" and insert  
3 "66 to 68".

4 3. On page 6, strike beginning with "section" in line 21  
5 through "Act" in line 22, show as stricken, and insert "42 U.S.C.  
6 1396d(a)(ii)".

7 4. On page 73, line 18, strike "The act and sections  
8 are" and insert "This section is".

9 5. On page 75, line 21, strike "71-5177,"; and in line  
10 28 strike "section 81-3102" and all amendments thereto and insert  
11 "sections 71-5653, 81-3102, and 81-3202".

12 6. Renumber the remaining sections accordingly.